



RECEIVED
JUN 09 2003
GROUP 1700

Stephen FODOR *et al.*

Group Art Unit: 1637

Examiner: J. Siew

For: IDENTIFYING A BASE IN A NUCLEIC ACID

RECEIVED

**Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place, Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202**

JUN 10 2003

TECH CENTER 1600/2900

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment responding to the Office Action dated March 5, 2003.

- ## 2. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

- ### 3. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

4. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	20	minus	24	0	x \$18 each=	+ \$0
Independent Claims (37 C.F.R. §1.16(b))	1	minus	4	0	x \$84 each=	+ \$0
[] First presentation of Multiple dependent claim(s)					\$280.00	+ \$ 0
SUB-TOTAL =						\$0
Reduction by ½ for filing by a small entity						- \$0
TOTAL FEE =						\$ 0

5. Fee Payment

- ☒ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By:

Michael S. Tuscan
 Michael S. Tuscan
 Reg. No. 43,210

Dated: June 5, 2003

Customer No. 000033522
 Morgan, Lewis & Bockius LLP
 1111 Pennsylvania Avenue, NW
 Washington, DC 20004
 (202) 739-3000
 (202) 739-3101 - fax



#21/C

Juta

PATENT

ATTORNEY DOCKET NO. 056297-5009-A

6/10/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen FODOR *et al.*

Application No.: 09/776,768

Filed: February 6, 2001

For: IDENTIFYING A BASE IN A
NUCLEIC ACID

Group Art Unit: 1637

Examiner: J. Siew

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

AMENDMENT

This amendment is filed in response to the Office Action mailed March 5, 2003, the period for response to which extends through June 5, 2003. Please amend the above-identified application as follows:

RECEIVED
JUN 09 2003
GROUP 1700

RECEIVED
JUN 10 2003
TECH CENTER 1600/2900